

LEGISLATURE OF NEBRASKA  
NINETY-NINTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 124**

Introduced by Hudkins, 21; Combs, 32; Connealy, 16; Cunningham, 40;  
Erdman, 47; Heidemann, 1; McDonald, 41; Redfield, 12;  
Smith, 48; Stuthman, 22

Read first time January 6, 2005

Committee: Education

A BILL

1 FOR AN ACT relating to schools; to amend sections 79-547 and 79-551  
2 to 79-553, Reissue Revised Statutes of Nebraska; to  
3 provide for representation of Class I school districts on  
4 certain other school boards; to harmonize provisions; to  
5 provide a duty for the Revisor of Statutes; and to repeal  
6 the original sections.

7 Be it enacted by the people of the State of Nebraska,

1           Section 1. The school board or board of education of any  
2 Class II, III, IV, V, or VI school district shall include one  
3 member who represents all Class I school districts for which such  
4 Class II, III, IV, V, or VI school district is the primary high  
5 school district. Such representative shall:

6           (1) Serve in a nonvoting capacity;

7           (2) Serve for a term of twelve months, beginning on  
8 September 1; and

9           (3) Be designated by the voting school board members of  
10 all Class I districts for which the respective Class II, III, IV,  
11 V, or VI school district is the primary high school district.

12           Sec. 2.     Section 79-547, Reissue Revised Statutes of  
13 Nebraska, is amended to read:

14           79-547. (1) The school board or board of education shall  
15 consist of the following members:

16           (a) In a Class II district, six members; and

17           (b) In a Class III district, six members unless the board  
18 of education provides a nine-member board pursuant to section  
19 79-550.

20           (2) In addition to the members specified in subsection  
21 (1) of this section, such school boards or boards of education  
22 shall include one nonvoting member who represents Class I districts  
23 pursuant to section 1 of this act.

24           ~~(2)~~ (3) In addition to the members specified in  
25 ~~subsection~~ subsections (1) and (2) of this section, such school  
26 boards or boards of education may include one or more student  
27 members selected pursuant to section 79-559.

28           Sec. 3.     Section 79-551, Reissue Revised Statutes of

1 Nebraska, is amended to read:

2           79-551.   (1) The board of education of a Class IV school  
3 district shall consist of seven members and also may include a  
4 nonvoting student member or members selected pursuant to section  
5 79-559. Voting members shall be elected as provided in section  
6 32-544. Voting members of the board shall begin the duties of  
7 their office on the third Monday of the month in which they are  
8 elected.

9           (2) In addition to the members specified in subsection  
10 (1) of this section, such boards of education shall include one  
11 nonvoting member who represents Class I districts pursuant to  
12 section 1 of this act.

13           Sec. 4. Section 79-552, Reissue Revised Statutes of  
14 Nebraska, is amended to read:

15           79-552.   (1) The board of education of a Class V school  
16 district shall consist of twelve members, one elected from each  
17 district pursuant to section 32-545, and also may include a  
18 nonvoting student member or members selected pursuant to section  
19 79-559. Each elected member shall be a resident of the district  
20 for at least six months prior to the election. Each candidate for  
21 election to and each member of the board of education shall be a  
22 taxpayer in and a resident of the district of such school district  
23 as designated pursuant to section 32-552. All persons elected as  
24 members of the board of education shall take and subscribe to the  
25 usual oath of office before the first Monday in January following  
26 their election, and the student member shall take and subscribe to  
27 the usual oath of office before the first Monday in January  
28 following his or her designation. In case any person so elected

1 fails so to do, his or her election shall be void and the vacancy  
2 shall be filled by the board.

3 (2) In addition to the members specified in subsection  
4 (1) of this section, such boards of education shall include one  
5 nonvoting member who represents Class I districts pursuant to  
6 section 1 of this act.

7 Sec. 5. Section 79-553, Reissue Revised Statutes of  
8 Nebraska, is amended to read:

9 79-553. (1) The governing body of each Class VI school  
10 district shall be a board consisting of a president, a vice  
11 president, a secretary, a treasurer, and two other voting members,  
12 to be elected as provided in section 32-546, and also may include  
13 one or more nonvoting student members selected pursuant to section  
14 79-559.

15 (2) In addition to the members specified in subsection  
16 (1) of this section, such boards shall include one nonvoting member  
17 who represents Class I districts pursuant to section 1 of this act.

18 Sec. 6. The Revisor of Statutes shall assign section 1  
19 of this act to Chapter 79, article 5.

20 Sec. 7. Original sections 79-547 and 79-551 to 79-553,  
21 Reissue Revised Statutes of Nebraska, are repealed.